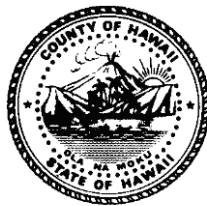


Mitchell D. Roth
Mayor



Elizabeth A. Strance
Corporation Counsel

J S. Yoshimoto
Assistant Corporation
Counsel

COUNTY OF HAWAII OFFICE OF THE CORPORATION COUNSEL

101 Aupuni Street, Suite 325 • Hilo, Hawaii 96720 • Phone (808) 961-8251 • Fax (808) 961-8622

March 14, 2024

Via Electronic Mail only

Stephen S. Holmes
Managing Director
McCorriston Miller Mukai MacKinnon LLP
Five Waterfront Plaza, 4th floor
500 Ala Moana Boulevard
Honolulu, Hawaii 96813
holmes@m4law.com

Dear Mr. Homes:

Re: Fiscal Year 2023-24 Professional Services: **Supplemental** Statement of Qualifications (SOQs)

Thank you for submitting your firm's supplemental Statement of Qualifications for providing professional services to the Office of the Corporation Counsel, County of Hawaii. Based upon the information provided, the Department's review committee has determined that your firm is now qualified to perform services in the following category(ies):

- ☒ CC.1) Attorney/Law (Civil Rights Defense)
- ☒ CC.2) Attorney/Law (General Personal Injury Defense)
- ☒ CC.3) Attorney/Law (Criminal Defense of County Employees)
- ☒ CC.4) Attorney/Law (General defense in civil matters, including administrative proceedings)
- ☐ CC.5) Attorney/Law (Federal and State Tax)
- ☐ CC.6) Attorney/Law (Worker's Compensation)
- ☒ CC.7) Attorney/Law (Constitutional)
- ☒ CC.8) Attorney/Law (Public Sector Employment)
- ☒ CC.9) Attorney/Law (Public Financing)
- ☒ CC.10) Attorney/Law (Drafting of Legislation and Administrative Rules)
- ☒ CC.11) Attorney/Law (Real Estate)
- ☒ CC.12) Attorney/Law (Land Use, Planning)
- ☐ CC.13) Attorney/Law (Class Actions)
- ☒ CC.14) Attorney/Law (Procurement)
- ☒ CC.15) Attorney/Law (Enforcement of Federal, State and County Law)

- ☐ CC.16) Attorney/Law (Condemnation)
- ☒ CC.17) Attorney/Law (Construction Litigation)
- ☐ CC.18) Attorney/Law (Bankruptcy)
- ☐ CC.19) Attorney/Law (Commercial Transactions)
- ☐ CC.20) Attorney/Law (Collections)
- ☐ CC.21) Attorney/Law (Fair Labor Standards Act and other laws related to compensation)
- ☐ CC.22) Attorney/Law (Environmental)
- ☐ CC.23) Attorney/Law (Regulatory)

Your firm will remain on the Department's List of Qualified Providers of Professional Services until June 30, 2024. For your information, this list may be utilized by any County agency during this time period.

When the need for professional services arises, a selection committee will review the qualifications of firms on the list in the appropriate category. Professional services procurements that equal or exceed \$5,000.00 are posted on the County's website within seven (7) days of the contract award.

Thank you for your interest in providing professional services to the County of Hawai'i. If you have any questions or concerns, please contact Amy Bautista at corpcounsel@hawaiicounty.gov or (808) 961-8251.

Respectfully,

 Dakota Frenz
2024.03.14 15:31:52
-10'00'

Dakota (Cody) Frenz
Deputy Corporation Counsel
Chair, 2023-24 Professional Services Statement of Qualifications Review Committee
(additional submission)

cc: Kerri-Ayn Masumoto (via electronic mail only)
[e-mail: kaam@m4law.com]

Stephen S. Holmes
McCorriston Miller Mukai MacKinnon LLP
March 14, 2024
Page 3

bcc: County of Hawai'i, Procurement with enclosure (application packet)



March 4, 2024

[Via email only: corpcounsel@hawaiicounty.gov](mailto:corpcounsel@hawaiicounty.gov)

Ms. Elizabeth A. Strance, Corporation Counsel
County of Hawaii
101 Aupuni Street, Suite 325
Hilo, Hawaii 96720

RE: Notice to Providers of Professional Services –
Category: CC:8 – Public Sector Employment

Dear Ms. Strance:

This letter responds to the County's Notice to Providers of Professional Services. Should the need arise, attorneys in our Firm are interested in being selected by the County of Hawaii to provide legal services in the area of Public Sector Employment.

We provide the following information to address the specific requirements of the Notice:

1. Name of the firm and principal place of business. McCorryston Miller Mukai MacKinnon LLP (formerly known as McCorryston Miho Miller Mukai) is located at Five Waterfront Plaza, Suite 400, 500 Ala Moana Boulevard, Honolulu, Hawaii 96813. Our telephone number is (808) 529-7300, facsimile number is (808) 524-8293, and e-mail address for general inquiries is info@m4law.com. Our Federal Identification Number is 99-0080339.

2. Age of the firm and average number of employees over the past five years. The firm was founded May 1, 1989. Over the last five years McCorryston Miller Mukai MacKinnon LLP has had an average of approximately thirty-eight attorneys supported by a staff of approximately forty-one secretaries, legal assistants, litigation assistants, and others.

3. Education, training, and qualifications of key members of the firm. We have enclosed short summaries of the qualifications and representative cases of our attorneys who practice in the area of Construction Litigation.

4. Clients who may be contacted for reference, including two for whom services were rendered during the preceding year:

- Egen Moe, Senior Vice President, Brookfield Homes Hawai'i Inc., Harbor Court, Suite 3000, 55 Merchant Street, Honolulu, Hawai'i 96813, Telephone: (808) 356-2020, [Email: egen.moe@brookfieldrp.com](mailto:egen.moe@brookfieldrp.com)
- Jeff Schneider, Director of Real Estate Finance and General Counsel, OliverMcMillan, 733 8th Avenue, San Diego, CA, 92101, Telephone: (619) 321-1199, [Email: jschneider@olivermcmillan.com](mailto:jschneider@olivermcmillan.com)

Ms. Elizabeth A. Strance, Corporation Counsel

March 4, 2024

Page 2

- Mauna Kea Trask, County Attorney, County of Kauai, 4444 Rice Street, Suite 220, Lihue, Kauai, Hawai'i 96766, Telephone: (808) 241-4930
- Deanna Sako, Deputy Director of Finance, County of Hawai'i, Telephone: (808) 961-8092

5. **Promotional material.** A copy of our Firm Brochure is enclosed.

Thank you for your consideration. I encourage you to visit our website at www.m4law.com and contact me at 529-7303 should you require any additional information.

Very truly yours,

McCORRISTON MILLER MUKAI MacKINNON LLP

Stephen S. Holmes
Managing Director

Enclosures:

1. Attorney summaries; and
2. Firm Brochure



*Large firm resources with
small firm attention.*

Oahu

Five Waterfront Plaza, 4th Fl.
500 Ala Moana Blvd.
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P: 808.529.7300
F: 808.524.8293

Kauai

Hana Kukui Center
4463 Pahe'e St. Ste. 207
Lihue, HI 96766
P: 808.632.2267
F: 808.524.8293

info@m4law.com
www.m4law.com

ABOUT US

We know you have a choice when it comes to your legal services. As one of Hawaii's preeminent law firms, McCorriston Miller Mukai MacKinnon LLP (M4), our reputation for integrity and success has been earned over thirty years of serving the legal needs of the islands and the Pacific Rim

Our mission is to provide you with counsel that is solution-oriented, practical and timely.

We hold ourselves to the highest caliber of integrity, loyalty and dedication. Respect for our clients and our colleagues is a cornerstone of our firm, prevalent in our daily interactions with each other, our clients and the community.

As one of Hawaii's largest law firms, the firm has

COMMUNITY

Our roots are in Hawaii.

M4 encourages and supports a wide variety of philanthropic, charitable, and pro bono activities.

M4 has a long tradition of public service and community involvement, and supports a wide variety of philanthropic, charitable and pro bono activities with our time, our legal expertise and financial contributions.

Community stewardship is more than a responsibility – it's who we are.

Pro Bono

Providing pro bono services to our community is one of the most important ways we measure our professional success, and are proud to support pro bono legal service providers such as the Business Law Corps, Volunteer Legal Services of Hawaii, and the Legal Aid Society of Hawaii.

handled some of the most complex business and real estate transactions in Hawaii for local, national and international clientele. Our litigation department is routinely involved in some of the most high profile cases in Hawaii.

M4 understands and provides the same level of effort and care for clients of all sizes, with innovative thinking and collaboration across disciplines, practices and industries to meet client goals. With M4, clients get big firm resources and experience, with small firm focus and attention.

Our attorneys are longstanding members of the community with insight into the local business environment and unique laws found only in Hawaii.

Legal Community

We have a long history of leadership within the Hawai'i State Bar Association (HSBA) and the legal community. Our attorneys are, or have been, professors at the William S. Richardson School of Law, the Keio University School of Law, and other academic institutions in Hawaii and abroad.

Social Responsibility

M4 encourages its attorneys to volunteer with organizations and activities they are passionate about. We believe that our attorneys' involvement in volunteer activities in the arts, athletics, education, and other areas helps to give us a deeper understanding of our community. Our attorneys serve in leadership positions within various community and non-profit organizations, such as the Japanese Chamber of Commerce, the Aloha United Way Society of Young Leaders, the Urasenke Foundation of Hawaii, and the Hawaii Nature Center.

DIVERSITY

We appreciate and value the thoughts and ideas generated by a diverse workforce, and are committed to an inclusive culture that broadens and enriches the experiences of our attorneys, staff and clients.

M4 holds the belief that a team comprised of a broad range of backgrounds, experiences and ideas brings diverse perspectives for more innovative and effective results and service.

We put our commitment to practice.

Two-thirds of our attorneys and over half of our staff are of diverse backgrounds. With a team that is reflective of our multi-cultural community, we are dedicated to fostering an inclusive firm culture that embraces diversity and understanding.

Diversity is a core value that is reflected in how our firm is managed and how we practice.

RECOGNITION

M4 attorneys are frequently recognized by leading industry groups and publications. However, we define our accomplishments by the success of our clients, and work diligently to provide innovative, results-oriented solutions.

Best Lawyers of America – Selected M4 as a Best Law Firm and 15 attorneys named to Best Lawyers in Hawaii.

Chambers & Partners USA Guide – A guide to the world's best lawyers, M4 was named a leading law firm in Hawaii in the areas of real estate, litigation for general/commercial, and corporate/commercial.

Martindale Hubbell – Based on peer and client reviews, many of our attorneys have received their highest rating—AV Preeminent.

Benchmark Litigation – Focused exclusively on US litigation, M4 is named a recommended firm in Hawaii, and is recognized for general commercial and insurance litigation.

Super Lawyers – Rating attorneys who have attained a high-degree of peer recognition and professional achievement, M4 attorneys have been selected as Super Lawyers and Rising Stars.



PRACTICES

Administrative Law, Regulatory and Government Affairs

Admiralty and Maritime

Constitutional Law & Civil Rights

Construction

Corporate, Business Law and Securities

Creditors' Rights, Business Restructuring & Bankruptcy

Employment Law

Energy and Public Utilities

Foreclosure

Health Care

Immigration

Intellectual Property

Litigation and Alternative Dispute Resolution

Native Hawaiian Rights

Nonprofit Organizations

Public Finance

Real Estate and Real Estate Development

Timeshares/Vacation Ownership/Destination Clubs

Trusts & Estates

White Collar Criminal Defense

INDUSTRIES

Construction

Energy

Finance

Food and Beverage

Health Care

Insurance

Leisure and Hospitality

Nonprofits

Real Estate

Retail

Transportation

***Our most valuable advice comes
after walking in your shoes.***



ADMINISTRATIVE LAW, REGULATORY AND GOVERNMENT AFFAIRS

Our practice in administrative law, regulatory and government affairs encompasses a broad range of matters involving federal, state and local government agencies, including:

- Administrative agencies and licensing boards
- Government relations and policy
- Procurement and government contracts
- Tax controversy & appeals

We represent businesses, individuals and government organizations in virtually all phases of federal, state and county administrative and regulatory proceedings, including agency and departmental investigations, adjudicative rulemaking, licensing and penalty actions. When a legal matter involves government, clients know that we have the experience to guide them through the process. With attorneys having worked for state and local governments, we have an unparalleled understanding of the regulatory and administrative policies processes.

Administrative Agencies and Licensing Boards

M4 is regularly involved in virtually all phases of federal, state and county administrative agency and executive department actions. This includes agency and departmental investigations, and adjudicative rulemaking, licensing and penalty actions. This area of the Firm's practice also includes the representation of clients in state

and federal court actions seeking to mandate agency actions, to enjoin proposed or pending agency, and to overturn or support final agency determinations. In addition, the Firm represents clients before federal and state administrative agencies and departments to obtain advisory opinions and rulings on matters of particular relevance and interest to them.

One area of particular expertise is liquor licensing, where our attorneys have developed an extremely broad and deep base of liquor license-related experience, assisting the Firm's clients with every aspect of their related needs throughout the State over the decades since the inception of the Firm. M4's clients in this field span the entire liquor industry in Hawaii, including, restaurants, dispensers (bars), hotels, golf courses, retail stores, manufacturing and wholesale liquor businesses. Legal services provided by our attorneys include:

- Applying for new liquor licenses for a broad range of clients
- Assisting with the transfer of existing liquor licenses and obtaining temporary licenses
- Obtaining special event liquor licenses
- Assisting and representing clients with citations and violations
- Representing clients at hearings before the Liquor Commission, including preliminary, public and adjudication hearings

ATTORNEYS

Troy J.H. Andrade
Kenneth G.K. Hoo
Eric T. Kawatani
Laurel K.S. Loo

William C. McCorriston
David J. Minkin
Shaun M. Mukai
Randall K. Schmitt



ADMINISTRATIVE LAW, REGULATORY AND GOVERNMENT AFFAIRS

Government Relations and Policy

Our attorneys have developed strong working relationships with State and County government agencies and a deep understanding of the legal and policy considerations governing their responsibilities. This enables us to provide effective assistance to our private sector clients in administrative and regulatory matters. In addition, we are often retained to represent State and County agencies in specialized matters where we have recognized expertise. We are also called upon from time to time to assist in drafting legislation at the State or County level.

Procurement and Government Contracts

M4 advises clients of all sizes regarding State and County government procurement and contracting. Government contracts represent a substantial part of the businesses of many of our clients, and we are well versed in the nuances of Hawaii's Procurement Code. Our practice includes government procurement and contracting, disputed contract awards, contract disputes and other issues affecting contractual relations with governmental entities.

Tax Controversy & Appeals

M4 has extensive experience in litigating issues regarding real property taxation assessments, general excise taxes and transient accommodations taxes. The Firm has successfully represented diverse players in Hawaii's timeshare industry in real property tax controversies.

Our experience includes:

- Representation of clients in state and federal court actions seeking to mandate agency actions, to enjoin proposed or pending agency actions and seeking to overturn or support final agency determinations.
- Representation of clients before federal and Hawaii administrative agencies and departments to obtain advisory opinions and rulings on matters of interest to particular clients.
- Representation of state agencies, county governments, police officers, government employees, companies being sued by the attorney general's office, and companies defending licenses.



ADMIRALTY AND MARITIME

Our attorneys are knowledgeable in domestic and private international law governing nautical issues and maritime activities. Our attorneys assist clients in navigating complex issues and processes in all aspects of maritime law, including contracts, torts, commerce, regulatory compliance, financing and transportation.

ATTORNEY

Randall K. Schmitt



CONSTITUTIONAL LAW & CIVIL RIGHTS

Hawaii constitutional law is a unique blend of western thought and traditional customs. As such, it can be a complex and confusing area of law that requires a deep understanding of the interplay between core constitutional values. M4 offers an experienced group of attorneys who have represented both plaintiffs and defendants in a wide range of constitutional matters in Hawaii.

Our experience includes:

- Equal protection
- Eminent domain
- Right to privacy
- Due process

ATTORNEYS

Jordan K. Inafuku
William C. McCorriston
David J. Minkin



CONSTRUCTION

M4 maintains one of the most sophisticated construction law practices in the State of Hawaii. Our construction law attorneys have extensive experience in a broad range of construction-related legal matters, including matters involving professional standards and responsibilities of design professionals (i.e., architects and engineers), construction contracting laws and practices and construction litigation.

The experience of M4's construction attorneys allows them to understand a project participant's concerns and goals and craft risk allocation solutions in the midst of competing objectives.

Our reach extends to every type of construction project in the State of Hawaii, including construction and construction litigation involving condominium buildings, bridges, affordable housing projects, housing developments, and individual residences. We have successfully represented diverse players in Hawaii's construction industry, ranging from contractors, engineers, developers, lenders, sureties, project owners, and state and local governments.

Our experience includes:

- Condominium buildings
- Affordable housing projects
- Housing developments
- Individual residences

ATTORNEYS

Jordan K. Inafuku
D. Scott MacKinnon
David J. Minkin
Sharon H. Nishi
Randall K. Schmitt



CORPORATE, BUSINESS LAW AND SECURITIES

The Firm's corporate attorneys provide services to its clients in connection with a broad range of business and transactional matters, including initial entity organization and restructurings, corporate governance matters, venture capital and other equity investments, debt financings, mergers and acquisitions, joint ventures and general corporate and securities matters. We represent all categories of participants in transactions, including buyers, sellers, major stockholders, lenders, management, special board committees, venture capitalists, individual investors, private equity funds, state agencies and others.

Our experience includes:

- Business Formation & Reorganization
- Corporate Governance
- Mergers and Acquisitions
- Private Equity
- Securities Law
- Start-ups and Venture Capital

ATTORNEYS

Stacey C.G. Hee
Sae M. Lee
Clifford J. Miller
Stewart Pressman
Franklin K. Mukai

Shaun M. Mukai
Stanley Y. Mukai
M. Natsumi Nishimoto
Darren L. Nunn
Michael D. Scarbo



CREDITORS' RIGHTS, BUSINESS RESTRUCTURING & BANKRUPTCY

Our creditors' rights attorneys have extensive experience representing clients in state court collection cases, foreclosures and workouts in troubled loan, leasing and other credit transactions. Our attorneys are experienced in dealing with federal and state debtor-creditor and collections laws and also in representing creditors holding secured and unsecured priority claims in individual and business insolvency proceedings.

ATTORNEYS

Jordan K. Inafuku
David J. Minkin



EMPLOYMENT LAW

M4's employment law attorneys represent employers in all aspects of labor and employment relations. Whether serving as counsel to in house attorneys or your human resources department, our attorneys stay on top of the ever-changing rules and regulations so you don't have to. Our attorneys have a wide range of experience in employment counseling and preventive law, litigation, privacy, non-competes, workplace harassment and investigations, and working with unions.

ATTORNEYS

Jordan K. Inafuku

David J. Minkin



ENERGY & PUBLIC UTILITIES

M4 has represented power producers, power purchasers and financing parties in connection with the development and financing of a variety of renewable energy projects, including solar, biomass and hydropower projects. Our energy clients include an electric utility that has earned an excellent reputation for its forward-looking approach to renewable energy. We work with our energy clients in navigating their way through a complex array of regulatory issues, land use and financing requirements, operational concerns and other potential obstacles to the development and operation of their projects.

ATTORNEYS

Laurel K.S. Loo

David J. Minkin

Randall K. Schmitt



FORECLOSURE

M4 represents clients in foreclosure proceedings involving real property in Hawaii. Our attorneys are knowledgeable and experienced in advising clients regarding the rights and responsibilities of the parties in foreclosure proceedings under Hawaii law, appearing in such proceedings on behalf of the client and negotiating potential settlements.

ATTORNEYS

D. Scott MacKinnon
David J. Minkin



HEALTH CARE

M4's health care attorneys provide corporate, regulatory and litigation services to Hawaii clients in the health industry. The health care marketplace is marked by considerable competition and dramatic regulatory change. Our firm combines lawyers from several practice areas to provide business and legal solutions in the context of these market demands and evolving regulatory framework.

Our experience includes:

Litigation and Regulatory Compliance

Our health care litigators provide specialized representation in regulatory investigations, administrative hearings, and complex litigation in state and federal courts. Litigation representation includes the following:

- Representation concerning Hawaii's Unfair and Deceptive Trade Practices Act, the Employee Retirement Income Security Act of 1974 (ERISA), and the Health Insurance Portability and Accountability Act (HIPAA).

- Counseling regarding State of Hawaii Insurance Division disputes and regulatory audits.
- Advice related to the Patient Protection and Affordable Care Act (PPACA). Assistance with understanding and implementing PPACA's complex provisions, rules and effective dates.
- Assistance with claims disputes, eligibility determinations and fraud investigations.
- Internal and external appeals; Independent Review Organizations (IROs).

Corporate / Business

Provide assistance and advice to clients regarding government contracting procedures and requirements, contract and program administration and compliance with the federal and state procurement regulations and codes, and interface with federal and state agencies including the U.S. Department of Health and Human Services, the State of Hawaii Department of Human Services and the State of Hawaii Department of Health.

ATTORNEYS

Brian T. Hirai
David J. Minkin



IMMIGRATION

Since its inception in 1989, the Firm has continuously provided immigration and visa counseling for both businesses and individuals. With the ever-changing laws and tightening restrictions under U.S. immigration laws, we have assisted both large investment groups as well as family members who wish to visit, work, or live in the U.S. The Firm has worked with in-house counsel, businesses, families, and individuals to solve immigration issues. These immigration cases range from a parent sponsoring a child for permanent residence, obtaining work visas for overseas companies to assign their managerial or specialty workers to U.S. affiliates, counseling on employment I-9 issues, obtaining temporary work visas for foreign film crews, and even traditional carpenters to renovate a traditional teahouse in Hawaii.

ATTORNEY

Eric T. Kawatani
M. Natsumi Nishimoto



INTELLECTUAL PROPERTY

In an increasingly connected world, our intellectual property attorneys work to establish, maintain, and protect your portfolio of brands and innovations, locally, nationally and internationally. We help our clients to maximize the benefit of their intellectual property through registration and licensing, enforcing and protecting trademarks and copyrights against infringement, assisting with commercial transactions, and representation in disputes and litigation.

Our experience includes:

- Trademark search, application and enforcement
- Copyright search, application and enforcement
- Trade secrets and business methods
- Licensing of intellectual property

ATTORNEYS

Randall K. Schmitt
Brett R. Tobin



LITIGATION AND ALTERNATIVE DISPUTE RESOLUTION

M4 attorneys are among the most sought after in the State for their extensive knowledge and unparalleled experience in representing clients in the full spectrum of litigation from pre-trial filings to depositions, in proceedings before administrative agencies and in court and in alternative dispute resolution proceedings (specifically, mediation and arbitration proceedings).

Alternative Dispute Resolution

When mediation or arbitration is a better alternative than the courtroom, we provide the required advocacy in that out-of-court setting. Some of M4's greatest successes are ones you've never heard of, including cases involving sensitive matters or require quick, non-public and creative resolution. Our attorneys are prepared to advocate strongly and effectively to get you the best out-of-court result possible. We also make certain you are fully informed about your options at all times, and offer analytical advice at all stages in the process. Creative thinking and problem solving, combined with experience both at trial and in negotiations, ensure that with M4 you will have the best chance at settling your dispute out of court.

Appellate – State and Federal

M4's appellate practice lawyers are recognized and talented advocates with a strong record

of success. Our appellate attorneys thrive on difficult, groundbreaking cases. They excel in mastering the factual and legal details of novel and often complex litigation, and communicating our clients' positions through clear and persuasive writing and oral argument.

We serve not only clients whom we represented at trial, but also clients who have retained us specifically for our demonstrated appellate experience. We have argued cases through multiple appeals in state and federal courts, up to and including the Supreme Court of the United States.

Commercial Litigation

Since its inception in 1989, M4 has been involved in many of the largest and most complex commercial litigation cases in the State. We offer the capacity for the largest State and Federal cases and, at the same time, the personal attention of a smaller firm.

Our team of experienced attorneys provides effective representation in complex legal actions. We have earned a reputation for aggressively advocating for our clients, while maintaining excellent working relationships with federal and state judges, arbitrators, agencies, regulators, and mediators throughout the State of Hawaii. We are experienced and capable of handling complex discovery and the burgeoning field of e-discovery.

ATTORNEYS

Troy J.H. Andrade

Jordan K. Inafuku

Laurel K.S. Loo

D. Scott MacKinnon

William S. McCorriston

David J. Minkin

Randall K. Schmitt

Brett R. Tobin

John Y. Yamano



Litigation and Alternative Dispute Resolution

M4 prides itself on our exemplary communication with our clients, addressing questions and concerns quickly and professionally. When appropriate, we also co-counsel and work cooperatively with mainland firms to bring you the best results in the way only a local firm can.

Our attorneys are always looking for the best resolution for our clients. Before fiercely litigating every step, our attorneys take the opportunity to see whether a settlement is possible that will save you time, money, and stress. We do not litigate for the sake of litigating, instead keeping an open mind to all possible resolutions available to you at every point in the process. It is our experience that an early resolution may be in your best interest in some cases. We strive to give you as many options as possible so you can make an informed decision on how you would like to proceed.

Condemnation

We represent property owners in condemnation (eminent domain) case, where the federal, state or local government seizes private property for a public use and compensates the owner for the property. This type of government action arises in cases where the governmental entity determines that private property is needed for an important public purpose, such as the ongoing rail project in Honolulu. Our attorneys are experienced in handling litigation or negotiated settlements in such cases, and in addressing complex issues regarding the condemnation proceedings, including issues relating to the property to be

condemned and the determination of proper compensation for the property.

Environmental

M4's litigation attorneys have extensive experience in environmental litigation and regulatory cases, and have represented a diverse mix of clients in such cases. Our attorneys have represented clients in litigation and regulatory proceedings involving a wide range of federal, state and county departments and agencies (including the Hawaii Department of Health, U.S. Environmental Protection Agency, U.S. Fish and Wildlife Service, Hawaii Land Use Commission, the Hawaii Office of Planning, and various county departments and agencies), and are highly experienced in negotiations with such departments and agencies and in litigation in contested case hearings and court proceedings.

In addition, M4's Real Estate and Real Estate Development Practice Group – Environment, also assist clients with non-litigation environmental matters, including regulatory compliance and reporting, environmental impact statements and permitting, and environmental issues in real estate transactions.

Products Liability, Personal Injury and Insurance Defense

M4 attorneys are knowledgeable and experienced in handling a broad range of products liability cases, personal injury litigation and disputes involving all types of



Litigation and Alternative Dispute Resolution

insurance, including health, insurance bad faith, and property and casualty insurance.

M4 represents several major insurers, regularly handling cases involving personal injury, property damage, contracts, products liability, construction issues, employment discrimination, and professional, directors' and fiduciary liability. A considerable part of the practice in this area is devoted to insurance coverage issues, primarily on behalf of insurers. M4 has also developed a specialty practice in the defense of actions against insurance companies for bad faith and extra-contractual damages. Additionally, M4 has extensive experience in the highly specialized field of the rehabilitation and/or liquidation of insolvent insurance companies.

Professional Liability

M4 has represented a wide variety of clients, including attorneys, physicians, dentists, hospitals, architects, engineers and real estate professionals, and their insurance companies, in civil, criminal and administrative (licensing) proceedings. These are often publicity sensitive cases, and we are capable of managing such matters quietly. When the press has taken an interest in the matter, we work closely with outside public relations personnel to supervise and direct any press coverage.

Our experience includes:

Appellate

- Represented appellants, appellees and amici in a wide array of substantive areas, including land use, professional malpractice, consumer law, constitutional law, business torts, native Hawaiian rights, administrative law, insurance defense and tax law, and in federal and state appellate courts, including both the Hawaii and United States supreme courts.
- Represented clients at all levels of appeals including state and federal, up to the U.S. Supreme Court.

Commercial Litigation

- Complex commercial litigation
- E-discovery including data retention and management, litigation holds, and discovery management and production

Environmental

- Litigation: administrative proceedings, criminal investigations, citizens suits and lawsuits involving underground storage tanks, hazardous waste cleanup and remediation, cost recovery and cost allocation, asbestos remediation, Endangered Species Act, Clean Water Act, Solid and Hazardous Waste Act (RCRA),



Litigation and Alternative Dispute Resolution

environmental impact statement related issues, toxic tort and environmental product liability litigation cases.

- Permitting: working with environmental consultants in preparation of required reports and applications for permits under RCRA, FIFRA, Clean Air Act, Clean Water Act (NPDES and NPS - Storm Water Permits), SARA Title III, and State of Hawaii Land Use and Coastal Zone Management Rules, and environmental impact statements under the Hawaii EIS Law and Federal National Environmental Policy Act.
- Management: management of businesses and facilities, including legal services and assistance for regulatory compliance and reporting, audits, assessments, risk management analysis, regulatory compliance under various environmental laws, including hazardous waste regulations, underground storage tanks, asbestos and occupational safety and health laws, and remediation of affected properties, including hazardous waste and unexploded ordinance (UXO) removal.

Insurance Defense

- Counseled the Rehabilitator and Special Deputy Rehabilitator to a troubled insurer of Hawaii residential and commercial property, with respect to the restructuring and eventual sale of this insurer to a major U.S. insurance company.
- Represented individual in capacity as liquidator of a failed life insurance company, where nearly \$100 million had been recovered for the benefit of policyholders through actions handled by M4.



NATIVE HAWAIIAN RIGHTS

Native Hawaiian law is a complex and unique practice area at the crossroads of government, regulatory, financial, social, and cultural issues. M4 attorneys have extensive experience advising private clients and governmental agencies on how to address and resolve issues involving many areas of Native Hawaiian law, including but not limited to kuleana rights, land use disputes, real estate transactions, and access and development projects relating to sacred, historical, and cultural sites.

ATTORNEY

Jordan K. Inafuku



NONPROFIT ORGANIZATIONS

We provide representation to nonprofit and charitable organizations during every stage of their venture, from formation to dissolution. Our clients rely on M4 for counsel on a wide range of legal issues, including obtaining and maintaining tax-exempt status, structuring transactions with related for-profit organizations, and counseling on corporate and trust governance matters. We are proud to support Hawaii's charitable organizations with all of their legal needs, so that they can focus on serving the needs of our community.

ATTORNEY

Shaun M. Mukai



PUBLIC FINANCE

M4's public finance attorneys provide a full range of legal services in bond financings by state and local government agencies and authorities. Our attorneys are experienced in handling tax-exempt and taxable bond financing transactions for a wide variety of facilities and projects, including public buildings, streets, water and sewer facilities, primary and secondary schools, college and university facilities, economic development projects, housing facilities and health care facilities. The combined resources of the Firm's other practice groups are also available to public finance clients to ensure that their particular needs and circumstances are addressed appropriately in the context of their financing plans.

The Firm's public finance attorneys have played key roles in numerous bond financing transactions, serving variously in these transactions as bond counsel, special counsel to state and local bond issuers, underwriter's counsel, counsel to bond trustees, counsel to nonprofit organizations and private developers of bond-financed facilities and counsel to credit enhancement or liquidity support providers for bond issues. In these roles, they have had significant responsibilities in all aspects of bond financing transactions, including: development of appropriate financing plans and structures; compliance with state bond laws and with federal and state tax and securities laws; negotiation and preparation of principal financing and security documents, credit enhancement

and liquidity support documents, and bond underwriting or placement agreements; and preparation of official statements and other bond offering circulars used in the marketing of bond issues.

Our experience includes:

- Completed over 150 public finance transactions since the inception of M4's public finance practice in 1996
- Participated in transactions primarily as bond counsel or underwriter's counsel
- Completed transactions include:
 - Public offerings and private placements of municipal securities
 - Taxable and tax-exempt bonds, notes and capitalized leases (including certificates of participation in leases)
 - Financings for the State, all four Counties, Guam and the Commonwealth of Northern Mariana Islands as issuers

ATTORNEYS

Brian T. Hirai
Darren L. Nunn



REAL ESTATE AND REAL ESTATE DEVELOPMENT

Our real estate attorneys handle a full range of complex and sophisticated transactions involving real estate development, construction and development loans, loan restructurings and work-outs, acquisitions and dispositions, commercial leasing and equity investments. Its clients include landowners, developers, banks and investment banks, investment firms, property managers, insurance companies, architects, construction contractors and others involved in all facets of the real estate industry. Primary areas of focus include:

Acquisitions and Dispositions

The Firm has extensive experience counseling developers, investors, owners, builders and other institutional clients in all aspects of the acquisition and conveyance of all types of real property, including office buildings, hotels, shopping malls, apartment complexes, undeveloped land, golf courses and other types of commercial and residential projects. The Firm also has substantial experience in evaluating, negotiating and drafting ground leases.

Commercial and Construction Lending

Since its inception in 1989, the Firm has represented borrowers, lenders and investors in the structuring and delivery of financing for numerous types of projects. The Firm represents clients in all aspects of real estate

finance, including construction loans, development loans, permanent mortgage loans, mezzanine financing, tax-exempt and taxable bond financings, and the management of loan pools and portfolios. The Firm has counseled clients on the construction, development, financing and refinancing of office buildings, hotels, shopping malls, apartment and condominium complexes, mixed-use developments, residential developments, undeveloped land, golf courses and other types of commercial and residential projects.

Condominium and Community Associations

- Development and Registration
- Homeowners' Associations

M4 maintains a highly respected condominium and community association practice with substantial experience in all aspects from advising on governance documents and issues to assessments, enforcements and litigation. Our team will work with your management or board of directors on all operational matters, as you administer the affairs of your association.

Conveyancing

Our attorneys are experienced in preparing deeds and other conveyancing documents compliant with applicable laws in connection with transfers of real property in Hawaii.

ATTORNEYS

Stacey C.G. Hee

Brian T. Hirai

Jordan K. Inafuku

Joel D. Kam

Eric T. Kawatani

Sae M. Lee

Laurel K.S. Loo

D. Scott MacKinnon

Clifford J. Miller

David J. Minkin

Franklin K. Mukai

Shaun M. Mukai

Sharon H. Nishi

M. Natsumi Nishimoto

Charles E. Pear Jr.

Randall F. Sakumoto

Jan M. Sam

Michael D. Scarbo



Real Estate and Real Estate Development

Clients have included title companies, mortgage companies and developers of subdivisions or condominiums.

Environmental

M4's real estate attorneys have extensive experience in advising clients affected by environmental regulations and environmental issues in their businesses and real estate transactions, and have represented a diverse mix of environmental clients in such matters. Our attorneys have extensive expertise in representing clients and handling environmental matters involving a wide range of federal, state and county departments agencies (including the Hawaii Department of Health, U.S. Environmental Protection Agency, U.S. Fish and Wildlife Service, Hawaii Land Use Commission, the Hawaii Office of Planning, and various county departments and agencies).

Our attorneys are experienced in negotiations with administrative agencies and providing legal advice regarding a wide variety of environmental issues affecting our clients' businesses and real estate transactions, including: (1) environmental management of businesses and facilities, including legal services for regulatory compliance and reporting; (2) environmental impact statements, environmental permitting including working with environmental consultants in preparation of required reports and applications for permits under RCRA, FIFRA, Clean Air Act, Clean Water Act (NPDES and NPS – Storm Water Permits), SARA Title III, and State of Hawaii Land Use and Coastal Zone Management Rules; and

(3) environmental issues in real estate transactions including real estate acquisition and sales, leasing and condominium transactions, construction contracting, title matters, land use, financing workouts, and regulatory compliance matters.

In addition, M4's Litigation and Alternative Dispute Resolution Practice Group – Environmental, also represent clients in environmental litigation, including administrative proceedings, criminal investigations, citizens suits and lawsuits.

Land Use and Entitlements

The Firm's land use attorneys counsel developers, property owners, architects, contractors and institutional investors in all areas related to land use, including site acquisition and assembly, zoning and permitting, environmental matters, SMA permits, conservation district use permits, historic preservation, development agreements with governmental authorities, subdivision approvals, water rights and Native Hawaiian rights.

Residential, Retail & Commercial Leasing

The Firm has a well-established practice in representing landlords, tenants, developers and lenders in connection with the leasing of office, retail and other properties, including the negotiation and management of long-term ground leases. The Firm's leasing practice includes advising fee owners, ground lessees and ownership associations in rent renegotiations and arbitrations.



Real Estate and Real Estate Development

Residential, Commercial and Hotel Development

The Firm's development group has substantial experience counseling developers, property owners and institutional investors in the development of sophisticated projects. The Firm has managed the development of hotels, office buildings, condominium projects, mixed-use projects, multifamily residential developments, golf courses and numerous other substantial real estate projects.

Subdivisions

Our attorneys have extensive experience representing property owners and developers with respect to subdivision developments. We assist such clients in preparing and filing applications for subdivision approval, as well as other land use permits and approvals, required under applicable subdivision laws at both the state and local levels. We represent the clients in administrative hearings and other proceedings relating to such applications and provide assistance in evaluating and complying with applicable requirements of subdivision laws and related laws affecting land development.

Title and Escrow

Every investor knows that a clean, clear title is absolutely essential. It is important to have a lawyer who knows the questions to ask and the problems to look for when ensuring a title will stand up to legal scrutiny. A real estate investment needs the stability and security of a clear title.

Establishing escrow accounts assures all the parties that the agreed-upon financial resources are readily available. A sound legal agreement can establish how the escrow account will be managed, and when and how funds will be released. This protects buyers and sellers during the purchase process. Escrow accounts also protect the project owner and contractors who are fulfilling contracts.

Our experience includes:

- Represented owner/developer in the planning, development, financing and construction of large condominium projects on Oahu.
- Represented foreign bank on the agreed sale of a luxury resort hotel on the Big Island.
- Represented foreign bank with respect to numerous borrowers involving numerous properties located in Hawaii and Guam.
- Represented one of Hawaii's most successful and well-known commercial property and residential condominium developers on restructuring a \$113.5 Million loan.
- Advised clients on the complex issues presented by ground leases in the State of Hawaii.

Condominium and Community Associations

- Development and amendment of declarations and bylaws
- Assessments and collections
- Dispute resolution
- Financing of projects and repairs
- Construction defects and liability litigation
- Enforcement of covenants and restrictions



Real Estate and Real Estate Development

Environmental

- Litigation: administrative proceedings, criminal investigations, citizens suits and lawsuits involving underground storage tanks, hazardous waste cleanup and remediation, cost recovery and cost allocation, asbestos remediation, Endangered Species Act, Clean Water Act, Solid and Hazardous Waste Act (RCRA), environmental impact statement related issues, toxic tort and environmental product liability litigation cases.
- Permitting: working with environmental consultants in preparation of required reports and applications for permits under RCRA, FIFRA, Clean Air Act, Clean Water Act (NPDES and NPS - Storm Water Permits), SARA Title III, and State of Hawaii Land Use and Coastal Zone Management Rules, and environmental impact statements under the Hawaii EIS Law and Federal National Environmental Policy Act.
- Management: management of businesses and facilities, including legal services and assistance for regulatory compliance and reporting, audits, assessments, risk management analysis, regulatory compliance under various environmental laws, including hazardous waste regulations, underground storage tanks, asbestos and occupational safety and health laws, and remediation of affected properties, including hazardous waste and unexploded ordinance (UXO) removal.



TIMESHARES/VACATION OWNERSHIP/ DESTINATION CLUBS

We have more than 40 years of experience with the timesharing and fractional interests industry, and are among Hawaii's leading pioneers in the field. Our practice has grown with the growth and maturity of the industry and the proliferation of state, federal, and international laws regulating such interests.

Issues of special importance in designing, developing and operating timeshare and fractional interests projects include:

- The design and structuring of timeshare and fractional plans, Including plans Involving the offering of undivided interests in land combined with hotel or condominium use rights, right to use programs with no proprietary interest, floating time and unit programs, complex point system programs, club membership programs, and combinations of the above
- Special issues and problems concerning the overlay of timeshare and fractional programs, on existing hotel, condominium and apartment projects, conversion of such projects to timeshare or fractional use, the legal relationship of timeshare and fractional programs to other elements of a mixed-use resort or recreational development
- Timeshare and fractional exchange programs, including internal exchange programs among related properties or unrelated properties, negotiation and documentation of arrangements with independent exchange organizations such as Resort Condominiums International and Interval International, and issues of property affiliations

- Timeshare and fractional marketing matters including design, negotiation and documentation of timeshare and fractional marketing agreements and regulatory matters concerning marketing activities and organizations
- Timeshare and fractional regulation, including U.S. and state subdivision sales regulations and U.S. state and federal securities laws applicable to timeshare and fractional offerings, and local legislation restricting timeshare and fractional uses and conversion of existing properties
- Design and drafting of proposed legislation and assistance in connection with legislative activities involving present and proposed laws regulating timeshare and fractional development and marketing

Financing of timeshare and fractional projects and accounts receivable, including the design and implementation of innovative methods of collecting accounts receivables through U.S. based collection trusts to facilitate financing and tax reduction.

Attorneys at M4 were instrumental in drafting Hawaii's time share law. We have an in-depth knowledge of the law and of the various product lines, including deeded and non-deeded projects, multi-site plans, points systems, exchange programs and related product lines.

ATTORNEYS

Laurel K.S. Loo

Charles E. Pear Jr.



TRUSTS AND ESTATES

The Firm's trusts and estates practice is concentrated in the areas of estate planning, probate, elder law, and estate/trust administration, and trust litigation. Our attorneys assist clients with estate tax planning and preparation of estate planning instruments, including trusts, wills, and estate planning entities such as family limited partnerships. We are involved in domiciliary and ancillary probate matters and counsel clients in Medicaid and other planning issues that arise in all phases in life. We also represent clients in trust litigation cases arising from disputes among beneficiaries or between beneficiaries and trustees.

Our experience includes:

- Estate Planning
- Probate and Trust Administration
- Trust Litigation

ATTORNEYS

Jordan K. Inafuku
David J. Minkin
M. Natsumi Nishimoto
Michael D. Scarbo
Randall K. Schmitt



WHITE COLLAR CRIMINAL DEFENSE

M4 has substantial experience defending clients in white collar criminal matters. From the initial stages of investigation, through trial, and any appeal, the Firm provides its clients effective legal representation. In an increasingly regulated society, the Firm's experience has expanded to include representing clients in securities, tax, health care, immigration, and environmental prosecutions.

The practice group is led by William C. McCorriston, and includes attorneys with significant criminal trial experience in the Federal and State Courts of Hawaii. This diverse group of attorneys contains former Assistant United States Attorneys and former Honolulu Prosecutors. The practice group's experience and diversity promotes creative and dynamic problem solving, resulting in the effective and successful representation of clients.

ATTORNEYS

William C. McCorriston
David J. Minkin
Randall K. Schmitt



TROY J.H. ANDRADE | *Of Counsel*

Troy J.H. Andrade's practice area focuses primarily on complex commercial litigation, administrative law, and appellate litigation.

Troy graduated *magna cum laude* from Pacific Lutheran University with a degree in Economics and Political Science. He obtained his law degree from the University of Hawaii William S. Richardson School of Law, where he received awards for achieving the highest grades in Administrative Law, Second Year Seminar, and Legal Practice. While in law school, Troy also served as managing editor for the University of Hawaii Law Review, worked as a research assistant to Fred T. Korematsu Professor of Law and Social Justice Eric K. Yamamoto, and authored an award-winning article.

After law school, Troy clerked for the Honorable Mark E. Recktenwald, Chief Justice of the Hawaii Supreme Court. In 2013, Troy joined McCorriston Miller Mukai MacKinnon LLP, where he has, among other things, settled several complex business and construction disputes, authored various successful dispositive and procedural motions, and obtained a unanimous opinion of the Hawaii Supreme Court in a multi-million dollar land use matter. Though early in his career, Troy has teamed with other M4 attorneys to represent clients on the most contentious issues in Hawaii, including the regulation of genetically modified organisms and pesticides, homelessness, and Native Hawaiian self-determination.

For his accomplishments, Super Lawyers recognized Troy as a Rising Star in Business Litigation, and Pacific Business News has named Troy a 40 under Forty business leader.

Troy also serves on the firm's hiring committee. As part of his commitment to the community, Troy is co-chair of the Hawaii State Bar Association's Civic Education Committee, where he has coordinated several programs to elevate civic education in public discourse. Troy has also been appointed to serve on the five-member Executive Board of the Judiciary History Center.

He is admitted to practice before all of the courts in the State of Hawaii as well as the United States District Court for the District of Hawaii, the United States Court of Appeals for the Ninth Circuit, and the Supreme Court of the United States.

PUBLISHED WORKS

- Ke Kanawai Mamalahoe: Equality in Our Splintered Profession, 33 U. HAW. L. REV. 249 (2010)

PRACTICES

Administrative Law, Regulatory and Government Affairs

Litigation and Alternative Dispute Resolution

- Commercial Litigation
- Appellate – State and Federal

BAR ADMISSIONS

- U.S. Supreme Court, 2015
- U.S. Court of Appeals, 9th Circuit, 2014
- U.S. District Court of Hawaii, 2011
- Hawaii, 2011

EDUCATION

- J.D. (2011) University of Hawaii, William S. Richardson School of Law, University of Hawaii Law Review - Managing Editor
- B.A. (2007) Economics and Political Science, Minor in Music, Pacific Lutheran University, *magna cum laude*

PROFESSIONAL ASSOCIATIONS AND MEMBERSHIPS

- American Bar Association
- Hawaii State Bar Association
- Native Hawaiian Bar Association



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STACEY C.G. HEE | *Of Counsel*

Stacey C.G. Hee is of counsel at the firm. Her practice focuses on corporate and real estate transactions.

PROFESSIONAL ASSOCIATIONS AND MEMBERSHIPS

- Hawaii State Bar Association, Real Property and Financial Services Section, Member
- American Bar Association, Real Property, Probate and Trust Section, Member

LANGUAGES

- Mandarin Chinese

PRACTICES

Corporate, Business Law and Securities
Real Estate and Real Estate Development

BAR ADMISSIONS

- Hawaii, 1999
- California, 1998

EDUCATION

- J.D. (1998) Georgetown University Law Center
- B.A. (1993) Northwestern University



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BRIAN T. HIRAI | *Of Counsel*

Brian T. Hirai joined the firm in 1996 as a member of its business/real estate department. His practice is concentrated primarily in public finance. He has over 40 years of experience as a public finance attorney, serving variously as bond counsel, issuer's counsel, underwriter's counsel, borrower's counsel, trustee's counsel and credit enhancer's counsel in a broad range of taxable and tax-exempt bond issues for state and local governmental units, including government infrastructure financings and conduit financings for non-governmental health care, educational, housing, industrial and commercial facilities.

Brian's public finance experience includes a wide variety of financing structures; private and governmental insurance, letters of credit, and other forms of credit or liquidity support; capital lease transactions, including certificates of participation; various forms of pooled and composite offerings of securities; and innovative workouts of troubled financings.

Brian also has substantial experience representing business entities and nonprofit organizations in a variety of business, corporate, health care and regulatory matters.

Prior to joining McCorriston, Brian practiced for 18 years (1977-1995) with the law firm of Ballard Spahr Andrews & Ingersoll, LLP (now Ballard Spahr LLP), Philadelphia, Pennsylvania, where he was a member of the firm's public finance department and interdisciplinary health care practice group.

PROFESSIONAL ASSOCIATIONS AND MEMBERSHIPS

- Hawaii State Bar Association, Business Law Section, Member
- Hawaii State Bar Association, Real Property and Financial Services Section, Member
- American Bar Association, Health Law Section, Member
- American Bar Association, State and Local Government Section, Member
- National Association of Bond Lawyers
- American College of Bond Counsel

PRACTICES

Health Care

Public Finance

Real Estate and Real Estate Finance

- Commercial and Construction Lending

BAR ADMISSIONS

- Hawaii, 1996
- Pennsylvania, 1977-2019

EDUCATION

- J.D. (1977) University of Pennsylvania Law School, *cum laude*
- B.A. (1974) Drake University, with Honors, Phi Beta Kappa



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KENNETH G.K. HOO | *Of Counsel*

Kenneth G.K. Hoo is of counsel at the firm. His practice focuses on alcohol beverage control and liquor licensing, real estate tax appeals, and business and commercial law.

PROFESSIONAL ASSOCIATIONS AND MEMBERSHIPS

- Hawaii State Bar Association, Member, Attorney-Client Mediation Committee, Lawyer Referral Service Committee Chair
- American Bar Association, Litigation Section, Member
- American Bar Association, Administrative Law and Regulatory Practice Section, Member
- State Liquor Administrators Legislative Committee

FRATERNITIES / SORORITIES

- Phi Alpha Delta

PRACTICES

Administrative Law, Regulatory and Government Affairs

- Administrative Agencies & Licensing Boards
- Government Relations and Policy
- Tax Controversy and Appeals

BAR ADMISSIONS

- Hawaii, 1975

EDUCATION

- J.D. (1975) Santa Clara University School of Law, *cum laude*, Emery Scholarship, Phi Alpha Delta
- B.S. (1971) University of Hawaii, Selected Studies and Honors Program



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JORDAN K. INAFUKU | *Partner*

Jordan Kealaikalani Inafuku is a partner in the firm's litigation department. His diverse practice includes complex civil litigation, insurance defense, construction litigation, labor and employment law, Native Hawaiian rights, and commercial litigation. Since joining the firm, Jordan has been selected as a Super Lawyers, Rising Star (2016-2020), as a lawyer delegate to the United States District Court, District of Hawaii, Judicial Conference (2019-2021), and as a participant in the Hawaii Federal Trial Academy (2019). He has also argued before the United States Court of Appeals for the Ninth Circuit.

Jordan received his law degree, *summa cum laude*, from the University of Hawaii at Manoa, William S. Richards School of Law, where he served as a Managing Editor for the University of Hawaii Law Review and as an award-winning member of the Native American Moot Court Team. He received the CALI Excellence for the Future Award in seven classes and was awarded the John S. Edmunds Award for Civility and Vigorous Advocacy. During school, Jordan also served as a judicial extern to Chief Justice Mark E. Recktenwald and volunteered in the Governance Department of the Office of Hawaiian Affairs.

An alumnus of the Kamehameha Schools-Kapālama Campus, Jordan received his Bachelor of Arts in Science, Technology, and Society from Stanford University, where he was a member of the men's volleyball team that captured the 2010 NCAA Championship. Jordan currently serves as the Program Head for Boys Volleyball at 'Iolani School.

AWARDS AND HONORS

- Lawyer Delegate, U.S. District Court, District of Hawaii, Judicial Conference, 2019-2021
- Super Lawyers® Rising Star, 2016-2020
- CALI Excellence for the Future Award for earning the highest grades in Civil Procedure, Legal Practice, Appellate Advocacy, Administrative Law, Business Associations, Native Hawaiian Rights, and Intellectual Property Litigation
- John S. Edmunds Award for Civility and Vigorous Advocacy, 2015
- First Place Best Oral Advocate, Native American Moot Court Competition, 2015
- Second Place Best Team, Native American Moot Court Competition, 2014

PUBLISHED WORKS

- Jordan Kealaikalani Inafuku, E Kūkulu ke Ea: Hawaii's Duty To Fund Kaho'olawe's Restoration Following the Navy's Incomplete Cleanup, 16 Asian-Pac. L. & Pol'y J. 22 (2015).

PRACTICES

Constitutional Law & Civil Rights

Construction

- Construction Litigation

Creditors' Rights, Business Restructuring & Bankruptcy

Employment Law

Litigation and Alternative Dispute Resolution

- Commercial Litigation
- Products Liability, Personal Injury and Insurance Defense
- Professional Liability
- Appellate - State and Federal

Native Hawaiian Rights

Real Estate and Real Estate Development

- Condominium and Community Associations

Trusts & Estates

- Trust Litigation

BAR ADMISSIONS

- Hawaii, 2015
- U.S. District Court, District of Hawaii, 2015
- U.S. Court of Appeals, 9th Circuit, 2015

EDUCATION

- J.D. (2015) University of Hawaii, William S. Richardson School of Law, *summa cum laude*
- B.A. (2011) Stanford University
- Kamehameha Schools - Kapālama Campus

PROFESSIONAL ASSOCIATIONS AND MEMBERSHIPS

- Hawaii State Bar Association
- American Bar Association
- Federal Bar Association



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JOEL D. KAM | *Co-Managing Partner*

Mr. Kam specializes in real estate transactions, real estate development with an emphasis on land use entitlements and zoning matters, lease rent negotiation and arbitration, ground leases, financing, and administrative proceedings. Joel currently serves as the Firm's Co-Managing Partner.

Mr. Kam has represented clients in connection with the acquisition, financing, development and disposition of resort, office, mixed-use, industrial and master-planned properties. He has extensive experience with lease rent negotiations and arbitrations, and with land use permits, entitlements and zoning matters. Mr. Kam has also successfully represented clients in administrative proceedings before various state and county boards and commissions, and is a skilled oral advocate.

In advising his clients, Mr. Kam strives for practical solutions and cost-effectiveness, and always endeavors to communicate plainly and with precision.

As special counsel to the City and County of Honolulu in 1999, Mr. Kam co-authored substantial and structural revisions to Honolulu's Land Use Ordinance (LUO) that instituted the major/minor permit application processes which remain in effect to date. He has been frequently retained by the State of Hawaii, Department of Commerce and Consumer Affairs as a special consultant on subdivision registration matters. Mr. Kam is also an arbitrator with the Court Annexed Arbitration Program administered by the Hawaii Supreme Court.

PRACTICES

Real Estate and Real Estate Development

EDUCATION

- Stanford Law School, J.D., 1993
- University of Hawaii, Manoa, B.A., with distinction, Phi Beta Kappa, 1989

BAR ADMISSIONS

- U.S. District Court of Hawaii
- U.S. Court of Appeals - 9th Circuit
- State Courts of Hawaii

PROFESSIONAL AFFILIATIONS AND COMMUNITY ACTIVITIES

- Hawaii State Bar Association, Director, Real Property and Financial Services Section (2011-2014)
- Director, Hospice Hawaii, 2013-2015



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ERIC T. KAWATANI | *Of Counsel*

Eric T. Kawatani is of counsel at M4. His practice focuses on corporate transactions, immigration, naturalization, citizenship and real estate.

PROFESSIONAL ASSOCIATIONS AND MEMBERSHIPS

- Hawaii State Bar Association, Member
- American Bar Association, Real Property, Probate and Trust Section, Member
- American Bar Association, International Law and Practice Section, Member
- American Immigration Lawyers Association Hawaii Chapter

LANGUAGES

- Japanese

PRACTICES

Administrative Law, Regulatory and Government Affairs

- Administrative Agencies and Licensing Boards

Immigration

Real Estate and Real Estate Development

- Acquisitions & Dispositions
- Conveyancing
- Residential, Retail & Commercial Leasing
- Title and Escrow

BAR ADMISSIONS

- Hawaii, 1981
- U.S. District Court, District of Hawaii, 1982
- U.S. Court of Appeals, 9th Circuit, 1982

EDUCATION

- J.D. (1981) George Washington University National Law Center
- M.A. (1978) University of Hawaii
- B.A. (1973) University of Hawaii



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SAE M. LEE | *Associate*

Sae M. Lee is an associate in the firm's transactional department where she works in real estate and real estate development, corporate, and international business practice groups. Sae is fluent in Korean.

Born in Sapporo, Japan and raised in Honolulu, Oahu, Sae graduated from Sacred Hearts Academy. She then received her Bachelor of Science degree in Psychology, concentrating in Neuroscience, with a minor in Cultural Anthropology from the University of Massachusetts Amherst in 2013. Thereafter, Sae graduated from the University of Hawaii, William S. Richardson School of Law in 2020, where she served on the Publishing Committee and as Case Note Editor for the University of Hawaii Law Review.

While in law school, Sae was a judicial extern at the Hawaii State Probate Court for the Honorable R. Mark Browning, Chief Judge of the First Circuit. In 2018, Sae was awarded the Samuel L. Cohen Fellowship for Human Rights and worked on Darfur genocide cases with former prosecutors of the International Criminal Court in The Hague, Netherlands. Prior to attending law school, Sae worked in foreign policy and international relations with the development department of Pacific Forum CSIS, Center for Strategic and International Studies.

The firm hired Sae as a summer associate in 2019 before she started as an associate in 2020.

PRACTICES

Corporate, Business Law and Securities
Real Estate and Real Estate Development

BAR ADMISSIONS

- Hawaii, 2020

EDUCATION

- J.D. (2020) University of Hawaii, William S. Richardson School of Law
- B.S. (2013) Psychology concentrating in Neuroscience with a minor in Cultural Anthropology, University of Massachusetts Amherst



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LAUREL K.S. LOO | *Co-Managing Partner*

The Kauai office of M4 is headed by Laurel Loo, a native of Kauai. Laurel currently serves as the Firm's Co-Managing Partner. As a former deputy County Attorney advising the Kauai County Planning Department and Planning Commission, Laurel started a private practice in 2005 which continues to emphasize real estate litigation and land use law.

In addition to expanding her litigation practice, Laurel has become a professionally trained mediator and has successfully concluded many mediations and arbitrations on Kauai. Parties have evaluated her work as "efficient" and "empowering."

Laurel is a per diem judge in the district and family courts of the Fifth Circuit. She has been the Girls Court judge for several years on her island, where juvenile girls are given targeted treatment, therapy and opportunities to improve their lives. For her work in the justice system, Laurel was recognized by the Kauai Commission on the Status of Women and her alma mater, Waimea High School, as an outstanding community leader.

Previously a journalist, Laurel had an award-winning weekly column in The Honolulu Advertiser. She then attended the William S. Richardson School of Law, where she was an editor of the University of Hawaii Law Review.

Laurel's personal interest includes English horseback riding, canoe paddling and raising Portuguese Podengos, a breed of dog not known for sitting quietly in law offices.

PRACTICES

Administrative Law, Regulatory and Government Affairs

- Government Relations and Policy

Energy and Public Utilities

Litigation and Alternative Dispute Resolution

- Commercial Litigation
- Alternative Dispute Resolution - Mediation

Real Estate and Real Estate Development

- Environmental
- Land Use and Entitlements
- Residential, Commercial and Hotel Development

Timeshares/Vacation Ownership/
Destination Clubs

BAR ADMISSIONS

- Hawaii, 1988

EDUCATION

- J.D. (1988) University of Hawaii, William S. Richardson School of Law
- B.S. University of Hawaii



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D. SCOTT MACKINNON | *Of Counsel*

D. Scott MacKinnon is of counsel to the firm's transactional group. Scott's practice focuses on commercial loans/workouts, condominiums, eminent domain, land use, real estate including finance, leasing and arbitration.

PUBLISHED WORKS

- Hawaii Conveyance Manual II (Editor), 1988
- Hawaii Commercial Real Estate Manual (Contributing Editor), 1988

HONORS AND AWARDS

- Chambers USA - Real Estate, 2001 - 2020
- Super Lawyers, 2008 - 2020
- Hawaii's Top Lawyers Honolulu Magazine, 2001 - 2019
- The Best Lawyers in America, 1993 - 2021

PROFESSIONAL ASSOCIATIONS AND MEMBERSHIPS

- Hawaii State Bar, Section of Real Property and Financial Services, Member
- Hawaii State Bar, Section of Real Property and Financial Services, Chairman, 1988
- American Bar Association, Business Law Section, Member
- American Bar Association, Real Property, Probate and Trust Law Section, Member
- State Bar of California (Inactive)

PRACTICES

Construction

- Architects and Engineers

Foreclosure

Litigation and Alternative Dispute Resolution

- Condemnation

Real Estate and Real Estate Development

- Acquisitions & Dispositions
- Commercial and Construction Lending
- Condominium and Community Associations - Development and Registration
- Conveyancing
- Residential, Commercial and Hotel Development
- Residential, Retail & Commercial Leasing
- Subdivisions
- Title and Escrow

BAR ADMISSIONS

- Hawaii, 1974
- California, 1973
- U.S. Court of Appeals, 9th Circuit, 1981

EDUCATION

- J.D. (1973) University of California at Davis School of Law, Order of the Coif, Law Review - Associate Editor
- B.A. (1970) History and Political Science, University of California, Santa Barbara



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WILLIAM C. MCCORRISTON | *Of Counsel*

William C. McCorrison is of counsel and a founding partner of M4. His practice areas focus on commercial litigation, complex and multi-district litigation, constitutional law, eminent domain, products liability, professional malpractice, and white collar criminal defense.

PUBLISHED WORKS

- Articles on Litigation
- Tort Law Desk Reference (Daller) Hawaii Chapter

CLASSES / SEMINARS

- Conducted Seminars, Litigation Topics
- Participated in Television and Print Media Forums

HONORS AND AWARDS

- Star Individuals - Ranked by Chambers USA - Litigation
- Benchmark - Local Litigation Star - Hawaii
- Super Lawyers - Top 25 Hawaii Super Lawyers
- LawDragon 500
- Hawaii's Top Lawyers (Honolulu Magazine)
- The Best Lawyers in America
- Chambers & Partners USA - Star Litigator - Hawaii

PROFESSIONAL ASSOCIATIONS AND MEMBERSHIPS

- State Bar of California
- District of Columbia Bar
- Hawaii State Bar Association, President, 1988
- Hawaii Board of Examiners, 1974 - 1985
- American College of Trial Lawyers
- American Board of Trial Advocates
- American Bar Association

PRACTICES

Administrative Law, Regulatory and Government Affairs

Constitutional Law & Civil Rights

Litigation and Alternative Dispute Resolution

- Commercial Litigation
- Condemnation
- Products Liability, Personal Injury and Insurance Defense
- Professional Liability
- Alternative Dispute Resolution
- Appellate

White Collar Criminal Defense

BAR ADMISSIONS

- District of Columbia, 1973
- California, 1971
- Hawaii, 1970
- U.S. Supreme Court
- U.S. Court of Appeals, 9th Circuit
- U.S. District Court, District of Hawaii

EDUCATION

- LL.M. (1974) George Washington University National Law Center
- J.D. (1970) University of Oregon School of Law
- B.S. (1967) University of Oregon



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CLIFFORD J. MILLER | *Founding Partner*

Clifford J. Miller is Co-Founder of the firm, a Senior Member of its Executive Committee, and Chair of the Business/Real Estate practice group. For more than 45 years, Cliff has represented and advised numerous institutions and individuals in a broad and widely varied range of business matters, including the following:

- Structuring, negotiating and documenting commercial and residential real estate development projects, acquisitions and dispositions, including office buildings, resort hotels, mixed-use residential and retail commercial condominiums, residential subdivisions, shopping centers, and theme parks; structuring and negotiating ground leases and tenant leases for the foregoing; negotiating and preparing contracts with architects, engineers, environmental consultants, construction companies, and others for the development of major real estate projects; negotiating and preparing hotel management and technical services agreements for hotels
- Structuring, organizing, and reorganizing limited liability companies, partnerships, joint ventures, corporations
- Mergers and acquisition of operating businesses
- Structuring and negotiating acquisition, construction, long-term, bridge and operating loans and lines of credit for institutional and private lenders and borrowers
- Negotiating and documenting workouts and restructuring of loans for lenders and borrowers
- Negotiating and documenting agreements with actors, musicians, talent managers and agents, and production companies

Cliff served as General Counsel for the Pacific Basin Economic Council (PBEC) for over 10 years, during which he advised PBEC on the admission of China to PBEC, and represents companies and individuals based in and/or doing business in China, Japan, and the greater Asia region. Cliff is widely recognized as a creative and innovative problem solver for the Firm's clients.

HONORS AND AWARDS

- Martindale Hubbell - AV Preeminent
- The Best Lawyers in America (35 years+)
- Chambers USA (America's Leading Lawyers for Business) - Band I (highest ranking) - Real Property
- Super Lawyers
- LawDragon 3000 - Top 3000 U.S. lawyers
- Honolulu Magazine, "Hawaii's Top Lawyers" - Real Estate (20 years+)
- Who's Who in American Law (35 years+)

PRACTICES

Corporate, Business Law and Securities
Real Estate and Real Estate Development

BAR ADMISSIONS

- Hawaii, 1974
- California, 1973
- U.S. District Court, District of Hawaii, 1974

EDUCATION

- J.D. (1973) Pepperdine University School of Law
- B.A. (1969) History, University of California, Irvine

PROFESSIONAL ASSOCIATIONS AND MEMBERSHIPS

- American College of Real Estate Lawyers (elected to Membership in 1988)
- American Bar Association, Sections on Real Property, Probate and Trust Law; Business Law; International Law and Practice; Law Practice Management
- State Bar of California, Sections on Real Estate, Business, International Practice
- Hawaii State Bar Association, Sections on Real Property and Financial Services, Corporations and Securities, International Law
- L.A. County Bar Association
- Urban Land Institute
- Hawaii Leeward Planning Conference
- Beverly Hills Bar Association



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DAVID J. MINKIN | *Partner*

David J. Minkin has been a resident of Hawaii since 1975. Licensed in Hawaii in 1984, he spent ten years in the Department of the Prosecuting Attorney of the City & County of Honolulu before joining the law firm of McCorriston Miho Miller Mukai in 1995, where he has specialized in civil litigation in state and federal trial and appellate courts, administrative hearings, arbitrations and mediations representing individuals, corporations and municipalities.

David has been recognized annually in Best Lawyers in America (Hawaii) since 2014, Chambers USA since 2007, Benchmark Litigation since 2009, and Super Lawyers (Hawaii) since 2011.

HONORS AND AWARDS

- American Academy of Appellate Lawyers 2019
- Best Lawyer of the Year (Hawaii), 2022 (Bet-the-Company Litigation)
- Best Lawyer of the Year (Hawaii), 2021 (Appellate Practice)
- Best Lawyer of the Year (Hawaii), 2020 (Government Contracts)
- Best Lawyers in America (Hawaii) 2014 - Present (Commercial Litigation, Appellate Law, Government Contracts and Litigation - Labor and Employment)
- Chambers USA, 2007 - Present
- Benchmark Litigation, 2009 - Present
- Super Lawyers, 2011 - Present
- Super Lawyers Top 25 - Hawaii 2013

PROFESSIONAL ASSOCIATIONS AND MEMBERSHIPS

- American Bar Association
- Hawaii State Bar Association
- Federal Bar Association
- Attorney Delegate, United States District Court Conferences, 2010-2012

PRO BONO ACTIVITIES

- Commissioner, City and County of Honolulu, Zoning Board of Appeals 2001-2011 (Chairperson 2002-2011)
- Legal services for Honolulu Crimestoppers, 1996 - 2005
- Legal services for Sex Abuse Treatment Center at Kapiolani Medical Center, 1995 - Present



PRACTICES

Administrative Law, Regulatory and Government Affairs

- Administrative Agencies & Licensing Boards
- Government Relations and Policy
- Procurement and Government Contracts

Constitutional Law & Civil Rights

Construction

- Construction Litigation

Creditors' Rights, Business Restructuring & Bankruptcy

Employment Law

Energy and Public Utilities

Foreclosure

Health Care

Litigation and Alternative Dispute Resolution

- Commercial Litigation
- Environmental
- Products Liability, Personal Injury and Insurance Defense
- Professional Liability
- Alternative Dispute Resolution
- Appellate - State and Federal

Real Estate and Real Estate Development

- Land Use and Entitlements

Trusts and Estates

- Trust Litigation

White Collar Criminal Defense

BAR ADMISSIONS

- Hawaii, 1984
- U.S. District Court, District of Hawaii, 1984
- U.S. Court of Appeals, 9th Circuit, 1996
- U.S. Supreme Court, 2015

EDUCATION

- J.D. (1984) University of Hawaii, William S. Richardson School of Law
- M.P.H. (1980) University of Hawaii at Manoa
- B.A. (1975) Sociology/Political Science, State University of New York at Buffalo

Minkin@m4law.com | P: 808.529.7430 | F: 808.535.8024

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FRANKLIN K. MUKAI | *Of Counsel*

Franklin K. Mukai is of counsel with the firm. His practice focuses on corporate and business law, international business law and taxation.

CLASSES / SEMINARS

- Lecturer, Tax Considerations in Real Estate Transactions, University of Hawaii College of Continuing Education
- Panelist, Tax and Non-Tax Considerations in Forming Corporations, Hawaii State Bar Convention

PROFESSIONAL ASSOCIATIONS AND MEMBERSHIPS

- Hawaii State Bar Association
- American Bar Association

PRACTICES

Corporate, Business Law and Securities
Real Estate and Real Estate Development

BAR ADMISSIONS

- Hawaii, 1970
- U.S. Tax Court, 1976

EDUCATION

- J.D. (1970) University of California, Hastings College of the Law
- M.A. (1966) Mathematics, University of Hawaii
- B.A. (1962) University of Hawaii



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SHAUN M. MUKAI | *Partner*

Shaun M. Mukai is a partner in the real estate, corporate, and government affairs departments as well as the international business section. His practices areas include real estate and business acquisition, real estate development with an emphasis in subdivision development; commercial leasing; organizing business and nonprofit entities, and providing general business counseling to his domestic and international clients.

Shaun was a co-editor in chief of the University of Hawaii Law Review in 1998.

PUBLISHED WORKS

- Casenote: Touchette v. Ganai: Reaffirming the Judicial Activism of the Hawaii Supreme Court, 19 Haw. L. Rev. 345, Spring, 1997

PROFESSIONAL ASSOCIATIONS AND MEMBERSHIPS

- Hawaii State Bar Association, Sections on Business Law, Real Property and Financial Services, Intellectual Property and Technology, Member
- American Bar Association, Real Property, Probate and Trust, Business Law Sections, Member

PRACTICES

Administrative Law, Regulatory and Government Affairs

- Government Relations and Policy

Corporate, Business Law and Securities

Nonprofit Organizations

Real Estate and Real Estate Development

- Acquisitions & Dispositions
- Commercial and Construction Lending
- Residential, Commercial and Hotel Development
- Residential, Retail & Commercial Leasing
- Title and Escrow

BAR ADMISSIONS

- Hawaii, 1998
- U.S. District Court, District of Hawaii, 1998

EDUCATION

- J.D. (1998) University of Hawaii, William S. Richardson School of Law, Law Review - Co-Editor-in-Chief
- B.A. (1994) University of Southern California, *cum laude*



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STANLEY Y. MUKAI | *Partner*

Stanley Y. Mukai is a partner at the firm. His practice focuses on corporate, business law and securities.

CURRENT EMPLOYMENT

- Chairman and CEO, Waterhouse
- Partner, McCorriston Miller Mukai MacKinnon, Attorneys at Law

PROFESSIONAL ASSOCIATIONS AND MEMBERSHIPS

- University of Hawaii, Chairman, Board of Regents (1983)
- Kuakini Medical Center, Chairman, Board of Directors (1986)
- East-West Center, Board of Governors (1995)
- Iolani School, Board of Governors (2013)
- AIG (Hawaii) and Farmers Insurance (Hawaii), Board of Directors (2003)
- Castle Resorts & Hotels, Board of Directors
- American Bar Association, Tax Subcommittee Important Developments & Annual Report, Co-Chairman (1981)
- American Bar Association, Subcommittee on Important Developments and Annual Report, Co-Chairman (1981)
- Section of Taxation, Hawaii Bar Association, Past Chairman

ACADEMICS

- University of Hawaii, School of Law, 1976, Adjunct Professor of Law, Taxation (1976)
- Professional Corporation After Salesmanship: A Sober View (Co-Author) with Richard Griffith, Cades Schutte, Hawaii Bar Journal, VII, July 1970, Reprinted in The Missouri Bar Journal, Vol. 27, No.3, March 1971.

PRACTICES

Corporate, Business Law and Securities

BAR ADMISSIONS

- Hawaii, 1961
- U.S. Tax Court, 1965

EDUCATION

- LL.B. (1961) Harvard Law School
- B.A. (1958) Mathematics, University of Hawaii
- University of Kansas
- Iolani School

CLUBS

- Pacific Club
- Waialae Country Club

MILITARY SERVICE

- U.S. Army (Infantry)



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SHARON H. NISHI | *Of Counsel*

Sharon H. Nishi is of counsel at the firm. Her practice focuses on construction, finance and real estate development.

HONORS AND AWARDS

- Governor's Award for Distinguished State Service, 1982

PROFESSIONAL ASSOCIATIONS AND MEMBERSHIPS

- District of Columbia Bar Association, Member
- American Bar Association, Real Property, Probate and Trust Sections, Member
- Hawaii State Bar, Real Property and Financial Services Sections, Member
- American Bar Association, Construction Industry Forum, Member

FRATERNITIES/SORORITIES

- Phi Delta Phi

PRACTICES

Construction

- Architects and Engineers
- Construction Contracting

Real Estate and Real Estate Development

- Commercial and Construction Lending
- Condominium and Community Associations - Development and Registration

BAR ADMISSIONS

- District of Columbia, 1989
- Hawaii, 1987
- U.S. District Court, District of Hawaii, 1987

EDUCATION

- J.D. (1987) University of Hawaii, William S. Richardson School of Law
- B.A. (1980) Pomona College



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M. NATSUMI NISHIMOTO | *Associate*

Natsumi Nishimoto is an associate in the firm's transactional department. She is fluent in Japanese and works primarily on Real Estate, Corporate, Estate Planning, and Immigration matters.

Born and raised in Hawaii, Natsumi graduated from Iolani School. She received her Bachelor of Business Administration degree in Accounting, Finance, and International Business from the University of Hawaii at Manoa, Shidler College of Business. Thereafter, Natsumi graduated from the University of Hawaii, William S. Richardson School of Law ("Richardson") in 2022. During her time at Richardson, Natsumi received a CALI Excellence for the Future Award for achieving the highest grade in Contract Drafting and served as a Second Year Seminar Teaching Assistant for Professor Ronald C. Brown.

Natsumi joined the firm as a summer associate in 2021 before she was hired as an associate in 2022.

HONORS AND AWARDS

- CALI Excellence for the Future Award for achieving the highest grade in Contract Drafting

PRACTICES

Corporate, Business Law, and Securities
Immigration
Real Estate and Real Estate Development
Trusts and Estates

BAR ADMISSIONS

- Hawaii, 2022

EDUCATION

- J.D. (2022) University of Hawaii, William S. Richardson School of Law
- B.A. Accounting, Finance, and International Business, University of Hawaii at Manoa, Shidler College of Business



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DARREN L. NUNN | *Partner*

Darren is a partner in the firm's Corporate and Public Finance groups. His practice includes providing legal and business advice on start-up issues, venture capital financings, mergers and acquisitions, securities law matters, corporate governance and other business transactions. He also represents issuers and underwriters in connection with public offerings of municipal securities.

Prior to joining McCorrison, Darren served as General Counsel and Chief Financial Officer of Optimum Communications Technologies, Inc. in San Francisco. He also practiced law at Fenwick & West LLP in Palo Alto and San Francisco as an associate in the corporate securities group; Pillsbury Winthrop LLP in San Francisco as an associate in the corporate securities group; and Ginsburg Feldman and Bress in Washington DC as an associate and summer associate in the communications group.

Darren lives in Santa Monica with his wife and son. He practices in Los Angeles and Honolulu.

PROFESSIONAL ASSOCIATIONS AND MEMBERSHIPS

- Vice Chair - Legislation of the California Lawyers Association, Business Law Section, Corporations Committee
- Member of the American Bar Association
- Member of the State Bar of California
- Member of the Hawaii State Bar
- Member of the District of Columbia Bar (inactive)
- Member of the Maryland State Bar (inactive)

PRACTICES

Corporate, Business Law and Securities

- Business Formation & Reorganization
- Corporate Governance
- Mergers and Acquisitions
- Private Equity
- Securities Law
- Startups and Venture Capital

Public Finance

BAR ADMISSIONS

- Hawaii, 2004
- California, 1997
- District of Columbia, 1996
- Maryland, 1994

EDUCATION

- J.D. (1994) University of Pennsylvania Law School
- Editor of the *University of Pennsylvania Law Review*
- B.A. (1991) Psychology, University of California, Berkeley, *summa cum laude*
- Member of Phi Beta Kappa



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CHARLES E. PEAR JR. | *Of Counsel*

Charles E. Pear, Jr. is of counsel in the real estate practice group and has represented numerous clients on dozens of condominium, timesharing and fractional projects, including some of the earliest and some of the largest projects in the nation. He represents developers and lenders, real estate brokerage firms, property managers, homeowners associations, exchange companies, and others. He has also served as a consultant to the State of Hawaii.

Mr. Pear is listed in Best Lawyers in America, Super Lawyers, and in Chambers USA: America's Leading Lawyers for Business. He is also listed in Who's Who in American Law and has an "AV" rating in Martindale Hubbell.

Mr. Pear drafted the majority of Hawaii's timeshare law and portions of the ARDA Model Timesharing Act. He also drafted significant portions of the Hawaii Land Court Act over a period spanning the past 20 years. He was an editor of the Hawaii Commercial Real Estate Manual; Editor-in-Chief of the Hawaii Conveyance Manual and a contributing author to various other publications. He has spoken on resort real estate, timesharing and fractional ownership issues at seminars held in Hawaii and elsewhere in the country.

PUBLISHED WORKS

- Editor-in-Chief, Hawaii Conveyance Manual, II, 1987.
- Editor, Hawaii Commercial Real Estate Manual, 11, 1988.
- Editor, Hawaii Commercial Real Estate Manual, 1987-1988.
- Co-Author, National Association of Real Estate Licensing Law Officials, National Timesharing Council Model Timesharing Act, 1981-1982.
- Contributing Author, Hawaii Real Estate Manual, 1997.

CLASSES/SEMINARS

- Hawaii Land Court, 2012
- Fractional Ownership, 2007
- Hawaii Hospitality Conference, 2004
- Visiting Assistant Professor, Law and Computers, IBM Center for Law and Computers, 1990 - 1993
- Electronic Media Discovery, Canadian Bar Association, 1992
- Law Offices of Tomorrow, Ontario Law Society, 1995
- Law Offices of Tomorrow, Canadian Society for Advancement of Legal Technology, 1995
- Admissibility of Computer-Generated Animations, Simulations and Recreations, Canadian Bar Association, 1991
- Expert Systems in Law, American Bar Association, 1991

PRACTICES

Real Estate and Real Estate Development
Timeshare/Vacation Ownership/
Destination Clubs

BAR ADMISSIONS

- Hawaii, 1976
- Florida, 1977
- Colorado, 1994
- U.S. Court of Appeals, 9th Circuit, 1978

EDUCATION

- J.D. (1975) University of California, Berkeley, Boalt Hall School of Law, McBain Moot Court Honors Competition Award, Industrial Relations Law Journal - Editor-in-Chief
- B.A. (1972) Legal Studies, University of Hawaii



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- Commercial Real Estate, Hawaii Institute for CLE, 1989
- Technological Evolution of the Legal Profession: Computer as Your Expert Partner, American Bar Association, 1988
- Real Estate Transactions, Hawaii Institute for CLE, 1988
- Uniform Land Sales Act, Hawaii Bar Association, 1985
- Hotel & Resort Real Estate Securities, American Resort Developer's Association, 1982
- Regulating Resort Real Estate, American Resort Developer's Association, 1981

HONORS AND AWARDS

- Chambers USA: America's Leading Lawyers for Business
- Super Lawyers
- Best Lawyers in America
- Editor-in-Chief, Industrial Relations Law Journal, 1974-1975
- Real Dean Award (The Outstanding Member of Student Body), 1972
- Student Body, Vice-President, 1970 - 1971

PROFESSIONAL ASSOCIATIONS AND MEMBERSHIPS

- California Department of Real Estate, Member, Advisory Committee
- American Bar Association, Expert Systems Interest Group, Chairperson, 1989 - 1992
- American Bar Association, HyperMedia Interest Group, Chairperson, 1989 - 1992
- Hawaii State Bar Association, Real Property and Financial Services Sections, Chairperson, 1982 - 1984
- Hawaii State Bar Association, Real Property and Financial Services Sections, Member, Board of Directors, 1982 - Present
- American Bar Association, Member
- Florida Bar Association, Member
- California Department of Real Estate Subdivision Advisory Committee, Member, Sub-committee on Multi-Site Time Share Plans, 1995
- Hawaii State Bar, Elder Law Section, Member
- Hawaii State Bar, Intellectual Property and Technology Sections, Member
- American Resort Development Association, Member
- California Department of Real Estate, Member, Advisory Committee
- Hawaii State Bar, Elder Law Section, Member



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Stewart Pressman is of counsel practicing in the corporate department and concentrating in the areas of mergers and acquisitions, venture capital transactions, private equity fund formation, private equity and securities law, and general corporate and business organization matters.

His practice in the mergers and acquisitions area is focused on complex transactions representing both purchasers and sellers in a wide range of publicly and privately held company acquisitions and divestitures, as well as takeover transactions. Stewart's practice in the venture capital arena involves representation of private equity and fund organizers, fund investors, and private equity portfolio and emerging growth companies, counseling such clients in all aspects of formation and organization, debt and equity financing, including private placements and public offerings of securities, and strategies for ultimate exit transactions.

Stewart is currently named as one of America's Leading Lawyers for Business by Chambers USA in the area of corporate law, and has also been selected by The Best Lawyers in America® and Honolulu Magazine in the areas of Mergers & Acquisitions Law and Corporate Law. He has been named by The Best Lawyers in America® as Honolulu Mergers & Acquisitions Law Lawyer of the Year in 2012 and 2018, and a Best Lawyer 2021 Lawyer of the Year for Closely Held Companies and Family Businesses Law.

PRACTICES

Corporate, Business Law and Securities

- Mergers and Acquisitions
- Private Equity
- Securities Law
- Startups and Venture Capital

BAR ADMISSIONS

- Hawaii, 1996
- California, 1989

EDUCATION

- J.D. (1989) Loyola Law School, *cum laude*, Order of the Coif
- B.S. (1985) University of Southern California

PROFESSIONAL ASSOCIATIONS AND MEMBERSHIPS

- State Bar of California, Member
- Hawaii State Bar Association, Business Law Section, Member
- American Bar Association, Business and Intellectual Property Law Sections, Member



RANDALL F. SAKUMOTO | *Partner*

Randall Sakumoto joined McCorrison Miller Mukai MacKinnon LLP in 1989 as a member of the firm's business/real estate department. His practice focuses primarily on the acquisition and development of commercial real estate in the State of Hawaii.

From 1992 to 1994, Randall worked as a foreign law consultant at the Tokyo law firm of Nagashima & Ohno (now known as Nagashima Ohno & Tsunematsu), where he worked closely with Japanese banks and investment companies which had acquired significant commercial real estate holdings in Hawaii during Japan's "Bubble Economy".

Since returning to Hawaii in 1994, a large part of Randall's practice has focused on land use, zoning and entitlement matters, including State and County permits and approvals. He represents land owners and developers in connection ongoing real estate projects on Oahu, the Big Island, Maui and Kauai.

From 1997 through 1999, he served as a consultant to the City and County of Honolulu, Department of Planning and Permitting in connection with the rewriting of a substantial portion of the City's Land Use Ordinance.

In 2002, Randall was appointed to the State Land Use Commission. He served on the LUC from 2002 to 2006, including one year as co-vice chair (2004-2005) and one year as chair (2005-2006).

PUBLISHED WORKS

- Hawaii District Court Landlord-Tenant Manual, Contributing author, 1996

PROFESSIONAL ASSOCIATIONS AND MEMBERSHIPS

- Professional Associations and Memberships
- Hawaii Developers' Council, Board Member and Secretary, 2000 - 2002
- American Land Title Association, Member 1999 - 2013
- American Bar Association, Real Property, Probate and Trust Sections, Member
- Hawaii State Bar Association, Real Property and Financial Services Sections, Member

PRACTICES

Real Estate and Real Estate Development

- Acquisitions & Dispositions
- Commercial and Construction Lending
- Environmental
- Land Use and Entitlements
- Residential, Commercial and Hotel Development
- Residential, Retail & Commercial Leasing
- Subdivisions
- Title and Escrow

BAR ADMISSIONS

- Hawaii, 1988
- U.S. District Court, District of Hawaii, 1988

EDUCATION

- J.D. (1988) University of California, Hastings College of the Law
- B.A. (1984) University of California, Los Angeles, *magna cum laude*



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JAN M. SAM | *Of Counsel*

Jan M. Sam is of counsel at the firm. Her practice focuses on real estate law. Prior to rejoining the firm in 2022, she was involved in commercial real estate and corporate lending at a local bank and served as a risk management and investment officer at a local insurance company. Jan is a CFA® charterholder.

PRACTICES

Real Estate and Real Estate Development



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MICHAEL D. SCARBO | *Of Counsel*

Michael D. Scarbo is of counsel at the firm. Michael graduated cum laude from Willamette University College of Law in Oregon and specializes in probate litigation, estate planning and general business matters. Michael and his family have called Kaua`i home since 2003. Born and raised in Massachusetts, Michael received his undergraduate degree from Davidson College in North Carolina in 1998. Since that time, he has worked as a reporter for the Daily Sitka Sentinel in Sitka, Alaska, served as a public school teacher in Alaska, Virginia, Oregon, and Hawai`i, and has worked as a licensed real estate agent and small business owner on Kaua`i.

Focused, efficient and detail oriented, Michael's life experience and pragmatic nature enable him to see creative, practical and cost-efficient solutions to client challenges.

PRACTICES

Corporate, Business Law, and Securities
Real Estate and Real Estate Development
Trusts and Estates



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RANDALL K. SCHMITT | *Partner*

A partner in the Honolulu law firm McCorrison Miller Mukai MacKinnon LLP, Randall K. Schmitt has extensive credentials in construction litigation, ocean engineering, maritime law, and international affairs. He was appointed to the United States Naval Academy by US Senator Hiram Fong of Hawaii and graduated in 1976 with a bachelor of science degree in Ocean Engineering. He served as a line officer for five years concluding with a tour as Admiral's Aide for COMNAVBASE/ COMNAVLOGPAC.

Following active duty in the US Navy, Randy entered the William S. Richardson School of Law at the University of Hawaii where he served as Editor-in-Chief of the 1984 Law Review.

Following his law school graduation in 1984, he began practicing law in Honolulu with concentration in the areas of construction litigation, admiralty and maritime matters, insurance defense, commercial litigation, technology, and products liability. Because of his background as an engineer, he has worked on a wide variety of construction litigation and product liability matters.

Randy served as a Captain in the US Naval Reserve Judge Advocate General's Corps and for 12 years was counsel to the Commander-in-Chief Pacific regarding Law of War, Law of the Sea, and International Legal Affairs. He recently retired with the rank of Captain. Following his representation of entities involved in the development and commercial marketing of ocean resources, energy (OTEC, wave energy, sea water cooling, etc.) and aquaculture enterprises, Randy received the Ocean Service Award from the Pacific Congress for Science and Technology in 1997.

PROFESSIONAL ASSOCIATIONS AND MEMBERSHIPS

- Hawaii Admiralty Attorney of the Year, 2014
- Hawaii State Bar Association, Member
- American Bar Association, Member
- Construction Lawyers Society of America, Fellow
- Maritime Law Association, Proctor in Admiralty, 1995
- PACON International, Life Member
- Oceanic Engineering Society, Member
- Society of Naval Architects and Marine Engineers, Member
- American Bar Association, Litigation, Intellectual Property Law Sections, Member



PRACTICES

Administrative Law, Regulatory and Government Affairs

- Administrative Agencies & Licensing Boards
- Procurement and Government Contracts

Admiralty and Maritime

Construction

- Architects and Engineers
- Construction Litigation

Energy and Public Utilities

Intellectual Property

Litigation and Alternative Dispute Resolution

- Commercial Litigation
- Environmental
- Products Liability, Personal Injury and Insurance Defense
- Professional Liability
- Alternative Dispute Resolution
- Appellate - State and Federal

Trusts & Estates

- Trust Litigation

White Collar Criminal Defense

BAR ADMISSIONS

- U.S. Court of Appeals, Federal Circuit, 2015
- U.S. Tax Court, 2007
- U.S. Supreme Court, 1995
- U.S. Court of Appeals, 9th Circuit, 1992
- U.S. Court of Appeals, Armed Forces, 1989
- U.S. District Court, District of Hawaii, 1984
- Hawaii, 1984

EDUCATION

- J.D. (1984) University of Hawaii, William S. Richardson School of Law, James T. Koshiba Scholarship Recipient, Law Review - Editor-in-Chief
- B.S. (1976) Ocean Engineering, U.S. Naval Academy

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BRETT R. TOBIN | *Partner*

Brett R. Tobin concentrates his practice in the areas of commercial and business litigation, real estate disputes, and intellectual property litigation. Brett works to help clients navigate their way through complex issues and disputes, seeking out creative and efficient solutions to their problems. Through his experience, Brett has represented individuals and Fortune 500 companies in both state and federal court as well as before the Trademark Trial and Appeal Board (TTAB) and various other administrative bodies.

Brett has been practicing in Hawaii since 2011, earning recognition by Best Lawyers for the past three years. Brett started his career at the renowned litigation firm of Williams & Connolly in Washington, DC, spending five years there gaining invaluable experience working on a variety of high stakes matters. Before that, Brett clerked for the Honorable J. Frederick Motz of the U.S. District Court for the District of Maryland.

Brett serves on the Publications Committee of the Hawaii State Bar Association and he volunteers his time working with the Access to Justice project in Hawaii District Court as well as supporting other local pro bono programs.

Brett's pre-law career included two years as a sports writer for a newspaper in Virginia and a stint teaching English at Beijing Normal University in China.

PUBLISHED WORKS

- Copyright Protection for Fashion Designs in the Wake of Star Athletica, Hawaii Bar Journal, September 2018
- Raw Emotions and Fishy Judgment: Aloha Poke Company and the Cost Benefit Analysis of Cease and Desist Letters in the Social Media Age, Hawaii Bar Journal, February 2019

HONORS AND AWARDS

- Best Lawyers, Commercial Litigation, 2019, 2020, 2021

PROFESSIONAL ASSOCIATIONS AND MEMBERSHIPS

- Hawaii State Bar Association
- American Bar Association Hawaii
- District of Columbia Bar
- Virginia Bar Association

PRACTICES

Intellectual Property

Litigation and Alternative Dispute Resolution

- Commercial and Business Litigation
- Real Estate Disputes

BAR ADMISSIONS

- Hawaii, 2011
- U.S. District Court, District of Hawaii
- U.S. Court of Appeals, 9th Circuit
- U.S. Court of Appeals, 4th Circuit
- U.S. District Court for the Eastern District of Virginia
- U.S. District Court for the District of Maryland

EDUCATION

- J.D. (2004), University of Virginia, School of Law, Notes Editor, Virginia Law Review, Semi-finalist, William Minor Lile Moot Court Competition, Raven Society
- B.A. (1997), College of William and Mary



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JOHN Y. YAMANO | *Of Counsel*

John Y. Yamano is of counsel at the firm. His practice focuses on commercial litigation, disabled rights, employment litigation, insurance coverage and insolvency, and personal injury.

PUBLISHED WORKS

- Defense Trial Tactics, Hawaii Motor Vehicle Collision Manual, 1994, 1999.
- Tort Immunity for the Employer, Hawaii Tort Liability Issues in Work Site Accident Cases (Co-Author) 1989.

CLASSES/SEMINARS

- Faculty, State of Hawaii Judicial Conference, "Government Liability", 2006
- Presenter, 3rd Annual State of Hawaii Municipal Attorneys Training Conference, "Liability and the Counties," 2005
- Faculty, Motion Practice in Hawaii, Lorman Education Services, 2003
- Faculty, Taking and Defending Depositions in Hawaii, Lorman Education Services, 2002
- Faculty, Conducting an Effective Cross-Examination in Hawaii, Lorman Education Services, 2000
- Faculty, Defense Trial Tactics, American Bar Association TIP Section, 1999
- Speaker, National Organization of Life and Health Insurance Guaranty Associations (NOLGA) 7th Annual Legal Seminar, 1998
- Faculty, Litigation Seminar for Legal Secretaries and Legal Assistants "Trial Practice", Institute for Continuing Legal Education, 1995
- Faculty, Litigation Seminar for Legal Secretaries, "Post Trial Practice", Legal Seminars, Inc., 1987 - 1996
- Faculty, Motor Vehicle Accident Law Update, Hawaii Institute for Continuing Legal Education, 1994
- Faculty, Motor Vehicle Accident Law, Hawaii Institute for Continuing Legal Education, 1990

PROFESSIONAL ASSOCIATIONS AND MEMBERSHIPS

- Hawaii State Bar Association, Member
- State Bar of California, Member (Inactive)
- State of Hawaii, Committee on Pattern Civil Jury Instructions

PRACTICES

Litigation and Alternative Dispute Resolution

- Alternative Dispute Resolution
- Appellate
- Commercial Litigation
- Products Liability, Personal Injury and Insurance Defense

BAR ADMISSIONS

- U.S. Tax Court, 2002
- U.S. Court of Appeals, 9th Circuit, 1988
- Hawaii, 1985
- California, 1984

EDUCATION

- J.D. (1984) University of California, Berkeley, School of Law
- B.S. Business Administration (1981) University of Southern California, Los Angeles, *magna cum laude*, Beta Gamma Sigma, Phi Kappa Phi



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